

E.D.N.Y.—Bklyn  
17-cv-2738  
Brodie, J.

# MANDATE

United States Court of Appeals  
FOR THE  
SECOND CIRCUIT

At a stated term of the United States Court of Appeals for the Second Circuit, held at the Thurgood Marshall United States Courthouse, 40 Foley Square, in the City of New York, on the 19<sup>th</sup> day of January, two thousand twenty-one.

Present:

Robert A. Katzmann,  
Michael H. Park,  
Steven J. Menashi,  
*Circuit Judges.*

Visa Inc., Visa U.S.A. Inc., Mastercard International  
Incorporated, Discover Financial Services

*Petitioners,*

v.

20-3173 (L),  
20-3279 (Con)

American Express Company,

*Defendant,*

B & R Supermarket, Inc., et al.,

*Respondents.*

Petitioners request, pursuant to Federal Rule of Civil Procedure 23(f), leave to appeal the district court's order granting Respondents' motion for class certification. Upon due consideration, it is hereby ORDERED that the petition is DENIED because an immediate appeal is not warranted. *See Sumitomo Copper Litig. v. Credit Lyonnais Rouse, Ltd.*, 262 F.3d 134, 139–40 (2d Cir. 2001).

FOR THE COURT:

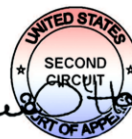
Catherine O'Hagan Wolfe, Clerk of Court

A True Copy

Catherine O'Hagan Wolfe, Clerk

United States Court of Appeals, Second Circuit

*Catherine O'Hagan Wolfe*



*Catherine O'Hagan Wolfe*

MANDATE ISSUED ON 01/20/2021